



**METROPOLITAN
TRANSPORTATION
COMMISSION**

Joseph P. Bort MetroCenter
101 Eighth Street
Oakland, CA 94607-4700
TEL 510.817.5700
TTY/TDD 510.817.5769
FAX 510.817.5848
E-MAIL info@mtc.ca.gov
WEB www.mtc.ca.gov

Adrienne J. Tissier, Chair
San Mateo County

Amy Rein Worth, Vice Chair
Cities of Contra Costa County

Tom Azumbrado
U.S. Department of Housing
and Urban Development

Tom Bates
Cities of Alameda County

Dave Cortese
Santa Clara County

Bill Dodd
Napa County and Cities

Dorene M. Giacomini
U.S. Department of Transportation

Federal D. Glover
Contra Costa County

Mark Green
Association of Bay Area Governments

Scott Haggerty
Alameda County

Anne W. Halsted
San Francisco Bay Conservation
and Development Commission

Steve Kinsey
Marin County and Cities

Sam Liccardo
Cities of Santa Clara County

Jake Mackenzie
Sonoma County and Cities

Kevin Mullin
Cities of San Mateo County

Jon Rubin
San Francisco Mayor's Appointee

Bijan Sartipi
State Business, Transportation
and Housing Agency

James P. Sperring
Solano County and Cities

Vacancy
City and County of San Francisco

Steve Heminger
Executive Director

Ann Flemer
Deputy Executive Director, Policy

Andrew B. Fremier
Deputy Executive Director, Operations

COMMISSION MEETING

Wednesday, February 23, 2011

Joseph P. Bort MetroCenter Lawrence D. Dahms Auditorium
101 Eighth Street
Oakland, CA 94607

MINUTES

ATTENDANCE

Chair Tissier called the meeting to order at 9:39 a.m. In addition to Chair Tissier, the following Commissioners were present: Azumbrado, Bates, Cortese, Giacomini, Glover, Green, Halsted, Kinsey, Liccardo, Mackenzie, Mullin, Rubin, Sartipi, and Sperring.

CHAIR'S REPORT

- Resolution No. 3993 – Resolution of Appreciation for Commissioner Chris Daly on the occasion of his retirement from the MTC Commission.
- Resolution no. 3994 – Resolution of Appreciation for Commissioner Sue Lempert on the occasion of her retirement from the MTC Commission.
- Resolution No. 3995 – Resolution of Appreciation for Commissioner Ken Yeager on the occasion of his retirement from the MTC Commission.

Motion made by Commissioner Kinsey and seconded by Commissioner Rubin to approve the above resolutions as presented. Motion passed unanimously.

AD HOC NOMINATING COMMITTEE REPORT

Commissioner Sperring, Chair of the Nominating Committee, reported that the Committee recommends Commissioner Tissier for the position of Chair. The Committee recommends Commissioner Tissier for the Chair position and Commissioner Rein Worth for Vice Chair. Chair Haggerty accepted receipt of the report and asked for a motion to close nominations. Motion made by Commissioner Cortese and seconded by Commissioner Rubin to close nominations. Motion passed unanimously.

- Appointment of New Chair and Vice Chair

Chair Haggerty asked for a motion to elect Vice Chair Tissier and Commissioner Rein Worth as Chair and Vice Chair respectively. Motion made by Ad hoc Committee Chair Sperring and seconded by Commissioner Bates to accept the nominations of the Ad hoc Nominating Committee. Motion passed unanimously.

Chair Haggerty expressed his gratitude to the Commission and staff and highlighted on some of the programs, projects and accomplishments during his tenure as Chair. He then handed the gavel to Commissioner Tissier who chaired the balance of the meeting.

NEW CHAIR'S REPORT

Chair Tissier expressed her appreciation the Commission, accepted her new appointment and introduced the following resolution:

- Resolution No. 3996 – Resolution of Appreciation to former Commission Chair Scott Haggerty.

A motion was made by Commissioner Sperring and seconded by Commissioner Mackenzie to approve Resolution No. 3996 and present to former Chair Haggerty thanking him for his leadership to MTC during the last two years. The Commission unanimously passed Resolution No. 3996 as presented. Former Chair Haggerty accepted the resolution presented to him and encouraged any commissioner who wishes to chair the Commission in the future to pursue his or her goal because it is a great experience.

POLICY ADVISORY COUNCIL REPORT

Naomi Armenta presented the Policy Advisory Council Report and indicated that the Policy Advisory Council is forwarding the following recommendation to the Commission:

While federal regulations require the Metropolitan Transportation Commission (MTC) to consider the impact of various transportation related policies, programs and projects on the Bay Area's low income and minority populations, in the overall picture of meeting the transportation needs of Bay Area residents, we believe the scope of such impact analysis needs to be broader and more inclusive. As a matter of policy, we ask that MTC recognize that the transportation impacts and needs of other dependent populations – in particular those of seniors, youth and persons with disabilities – should be identified as a central issue of concern along with those of low-income and minority communities. Therefore, the Policy Advisory Council hereby urges MTC to commit to expanding the federal equity analysis requirements that will also serve as Bay Area transportation planning and policy development documents to go beyond impacts on minority and low-income communities to include the impacts on the Bay Area's senior, youth and disabled population.

The Commission received public comment from the following:

- Marshall Loring, Member of the Policy Advisory Council – spoke in favor of the Policy Advisory Council motion.

EXECUTIVE DIRECTOR'S REPORT

Ann Flemer presented the Executive Director's report to the Commission in Steve Heminger's absence. Copies of the report are available from the Executive Office or www.mtc.ca.gov

Commissioner Liccardo asked about the status of discussions on the funding for Caltrain and expressed his concern with the Caltrain Joint Powers Board deadline for acting on service cuts. Ms. Flemer informed the Commission that staff will be meeting with Caltrain Executive Director Mike Scanlon and will be bringing an update to the Commission, and most likely will be addressed at the Programming and Allocations Committee meeting on March 9th.

The Commission also received public comment from the following:

- Carli Paine, TRANSFORM – spoke about the Caltrain funding situation and encouraged MTC to consider the broader issue of the region's transit shortfalls.
- Yoriko Kishimoto, Former Palo Alto Mayor and member of Friends of Caltrain, spoke in favor of MTC supporting Caltrain.
- Bruce Jennings, RAILPAC – Urged MTC to seek funding for Caltrain.
- Arthur Lloyd, Member of the public – urged MTC to support Caltrain and offered his personal assistance on history and operations information.

COMMISSIONER COMMENTS

Commissioners took this opportunity to express their appreciation of Commissioner Haggerty's tenure as Chair and for his leadership on significant issues before the Commission.

Commissioner Sperring asked staff to provide a history of how Caltrain got to their current funding status when this issue is presented to the Commission.

CONSENT CALENDAR

Upon the motion by Commissioner Mackenzie and second by Commissioner Sperring the Commission unanimously approved the following items on the Consent Calendar:

- Commission Meeting Minutes – January 26, 2011 and Special Commission Meeting Minutes of February 11, 2011.

Programming and Allocations Committee

- Resolution No. 3880, Revised – Proposition 1B - Transit: FY 2010-11 Population-based Funds Allocation Requests, Round One.
- Resolution No. 3882, Revised – Proposition 1B - Transit Security: FY 2010-11 Population-based Funds Allocation Requests.
- Resolution No. 3925, Revised – Cycle 1 STP/CMAQ Program update to include block grant and other projects.
- Resolution Nos. 3950, Revised and 3951, Revised – Allocation of \$13.4 million in TDA and STA funds for transit operations and capital.
- Resolution No. 3964, Revised – FY 2010-11 State Transit Assistance (STA) Regional Discretionary Program.
- Resolution No. 3988 – FY 2010-11 FTA Non-urbanized Area Formula (Section 5311) Program of Projects.

Legislation Committee

- Resolution No. 3931, Revised – Appointment of four new members of MTC's Policy Advisory Council.*

Standing Committee Minutes

Draft Committee minutes of the following standing committees were presented for information only; they were provided as background information for items that were being taken up by the full Commission.

- Administration Committee Meeting Draft Minutes – February 9, 2011.
- Programming and Allocations Meeting Draft Minutes – February 9, 2011.
- Planning Committee Meeting Draft Minutes – February 9, 2011.
- Operations Committee Meeting Draft Minutes – February 9, 2011.
- Legislation Committee Meeting Draft Minutes – February 9, 2011.

COMMITTEE REPORTS

Administration Committee – Bates

Upon the motion by Commissioner Bates and second by Commissioner Spering the Commission unanimously approved the following item:

- Resolution No. 3954, Revised, FY 2010-11 MTC Agency Budget Revision to include carryover funding approved in prior years and budget amendments from new grants awarded to MTC since the June 2010 budget approval.

Programming and Allocation Committee - Kinsey

Upon the motion by Commissioner Kinsey and second by Commissioner Bates the Commission unanimously approved the following items:

- Resolution No. 3989 – MTC Exchange Program. This item establishes a new MTC Exchange program and allocates \$5 million in Exchange funds for the Transit Oriented Development Affordable Housing Fund.
- Resolution No. 3990 – MTC FY 2011-12 Fund Estimate. The FY 2011-12 Fund Estimate includes the proposed apportionments and distribution of Transportation Development Act (TDA), State Transit Assistance (STA), Assembly Bill (AB) 1107 sales tax and transit related bridge toll funds for FY 2011-12.

Legislation Committee – Rubin

Upon the motion by Commissioner Mackenzie and second by Commissioner Green the Commission unanimously approved the support and seek amendment position on the following pending legislation:

- AB 3 (Miller) This bill would require a person to provide the DMV a current employment address if their home address is confidential.

Upon the motion by Commissioner Rubin and second by Commissioner Halsted the Commission unanimously approved the support position on the following pending legislation:

- SB 28 (Simitian) This bill would impose stiffer penalties for violating state law with regard to driving or bicycling while texting or using a cell phone.

Upon the motion by Commissioner Rubin and second by Commissioner Mackenzie the Commission unanimously approved the following item:

- Proposal for converting the flat 18-cents per gallon federal excise tax to a sales tax whose revenue yield grows along with the price of fuel.

PUBLIC COMMENT/ADJOURNMENT/NEXT MEETING

There being no further business or public comment, Commission Chair Tissier adjourned the meeting at 10:40 a.m. The next Commission meeting is scheduled for Wednesday, March 23, 2011 in Oakland, California.

Adrienne J. Tissier, Chair